

5225 CA Department of Corrections and Rehabilitation

Issue	Description	Assembly	Senate	Difference	Conference Action
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5225-001-0001 CA Department of Corrections and Rehabilitation

002	Summary Parole	-58,561,000	0	58,561,000	
121					

Assembly approved trailer bill language to implement the Governor's summary parole proposal to place non-violent, non-serious, non-sex offenders with no violent or serious priors on summary parole status, which means they would not be supervised in the community and could not be returned to prison unless they were convicted of a new felony offense.

Senate rejected this proposal.

Conforms to 5225-002-0001, Issues 002 and 121

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Issue	Description	Assembly	Senate	Difference	Conference Action
230	Parole Reform - Direct Discharge	0	-168,150,000	168,150,000	
	Assembly did not hear this proposal.				
	Senate approved trailer bill language to directly discharge non-violent, non-serious, non-sex offenders that have no serious or violent priors from prison. Under this proposal offenders would not be supervised in the community and could not be returned to prison unless they were convicted of a new felony offense.				
	Conforms to 5225-002-0001, Issue 230				

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Issue	Description	Assembly	Senate	Difference	Conference Action
231	Parole Reform – Earned	0	-32,083,000	32,083,000	
232	Discharge				
	Assembly did not hear this proposal.				
	Senate approved trailer bill language to implement an earned discharge parole policy. Under this policy, non-violent, non-serious, non-sex offenders with serious or violent priors would be discharged from parole after 5 months of clean time, and violent and serious offenders would be discharged from parole after 16 months of clean time. Sex offenders would be excluded from this policy change.				
	Conforms to 5225-002-0001, Issues 231, 232				

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Issue	Description	Assembly	Senate	Difference	Conference Action
237	Parole Caseload Reduction	0	55,000,000	55,000,000	
	Assembly did not hear this proposal.				
	Senate increased funding to reduce parole ratio for all parolees on a 70:1 caseload to a 50:1 caseload. This action was taken to account for the change in the mix of offenders that will remain on parole given the other parole reform policies approved by the Senate. This action conforms to the other parole reform policies approved by the Senate (Issues 230, 231, 232).				

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Issue	Description	Assembly	Senate	Difference	Conference Action
233	Trial Court Diversion Program	0	-16,860,000	16,860,000	
	Assembly did not hear this proposal.				
	Senate approved trailer bill language to expand to 10 trial courts a pilot program to divert certain parolees that would otherwise return to prison using a drug/mental health court model.				
	Conforms to 5225-002-0001, Issue 233				

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Issue	Description	Assembly	Senate	Difference	Conference Action
234	Discharge Infirmated Inmates	0	-7,573,000	7,573,000	
	Assembly did not hear this proposal.				
	Senate approved budget bill language to direct CDCR to implement existing law and discharge early from prison non-violent, non-serious, non-sex offenders that are infirmed.				
	Conforms to 5225-002-0001, Issue 234				

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Issue	Description	Assembly	Senate	Difference	Conference Action
235	Inmate Credit Reform	0	-126,450,000	126,450,000	
	Assembly did not hear this proposal.				
	Senate approved trailer bill language to implement comprehensive inmate credit reform, including: (1) establishing consistent day-for-day credit earning status for offenders currently eligible for day-for-day credit; (2) authorize the department to reward four months enhanced credits to inmates that complete education, vocation, and rehabilitation programs; and (3) authorize the department to reward one month credit for every four months discipline free.				
	Conforms to 5225-002-0001, Issue 235				

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Issue	Description	Assembly	Senate	Difference	Conference Action
215 236	Sentencing Changes Assembly approved trailer bill language to implement the LAO's option to change specified wobblers (crimes that can be charged as either a misdemeanor or a felony) to misdemeanors. Senate approved trailer bill language to increase the thresholds for various property crimes to reflect inflation. Conforms to 5225-002-0001, Issues 215 and 236	-70,500,000	-84,450,000	13,950,000	

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Issue	Description	Assembly	Senate	Difference	Conference Action
119 238	Additional Operational and Programmatic Savings Assembly approved the Governor's summary parole proposal and the operational and programmatic savings proposed by the Governor. Senate approved alternative parole reforms and corresponding operational savings. The Senate did not reduce funding for rehabilitation programs.	-79,375,000	-27,454,000	51,921,000	

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Issue	Description	Assembly	Senate	Difference	Conference Action
040	Tuberculosis Testing and Hepatitis B Vaccinations for CDCR Staff Assembly reduced the Governor's budget proposal to reflect additional vacancies in the budget year. Senate approved the budget proposal.	3,270,000	3,500,000	230,000	
096	Out-of-State Private Prison Oversight Staff Assembly did not hear the Governor's budget proposal for additional CDCR staff to oversee 8,000 Level II/III inmates expected to be housed in private prison facilities out-of-state in the budget year. Senate approved the budget proposal.	0	1,905,000	1,905,000	

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Issue	Description	Assembly	Senate	Difference	Conference Action
100	Adult Population Estimate	-53,109,000	-59,935,000	6,826,000	
	Assembly approved the Governor's population estimate.				
	Senate approved the Governor's population estimate less a technical adjustment to the In-Custody Drug Treatment Program.				

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Issue	Description	Assembly	Senate	Difference	Conference Action
130 210	Community Work Crews Assembly approved the Governor's proposal to withdraw a \$2.3 million General Fund budget proposal for additional community work crews. Senate rejected General Fund support for community work crews, and increased CDCR reimbursements by \$2.3 million to allow for additional crews if funded by local governments.	0	0	0	

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Issue	Description	Assembly	Senate	Difference	Conference Action
205	Human Resources Support	-2,309,000	-688,000	1,621,000	
	Assembly rejected four positions for the Office of Executive Recruitment and six positions for the Office of Personnel Services and denied funding for 15 personnel positions supporting the recruitment of dental and mental health positions. These positions were funded out of salary savings in the current year.				
	Senate rejected four positions for the Office of Executive Recruitment and three positions for the Office of Personnel Services. The Senate also funded the 15 personnel positions supporting the recruitment of dental and mental health positions.				

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Issue	Description	Assembly	Senate	Difference	Conference Action
200	Youthful Offender Block Grant Reporting	0	0	0	
	Assembly did not hear this issue.				
	Senate adopted trailer bill language to require counties to submit annual reports to the Corrections Standards Authority on plans and standardized metrics for expending the Youthful Offender Block Grant funds.				

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Issue	Description	Assembly	Senate	Difference	Conference Action
206	Juvenile Population Estimate	0	-7,800,000	7,800,000	
	Assembly approved the Governor's juvenile population estimate.				
	Senate approved reduced funding for the Division of Juvenile Justice based on the LAO's lower estimate of the juvenile population in the budget year.				

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Issue	Description	Assembly	Senate	Difference	Conference Action
216	Re-entry Facility Activation	0	0	0	
	Assembly did not hear this issue.				
	Senate approved budget bill language to require that the Corrections Standards Authority complete its process to award jail bonds, authorized by Chapter 7, Statutes of 2007 (AB 900, Solorio), prior to the activation of the Northern California Re-entry Facility.				

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Issue	Description	Assembly	Senate	Difference	Conference Action
217	Prison Industry Authority Assembly did not hear this issue. Senate adopted trailer bill language to allow the Prison Industry Authority to sell products to statutorily recognized not-for-profit organizations.	0	0	0	
218	Drug Treatment Aftercare Utilization Data Assembly did not hear this issue. Senate adopted budget bill language to ensure consistent reporting of drug treatment aftercare utilization data by CDCR.	0	0	0	

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Issue	Description	Assembly	Senate	Difference	Conference Action
219	Workforce Investment Act Funding Shift	0	-9,300,000	9,300,000	
	Assembly did not approve LAO's proposal to shift discretionary Workforce Investment Act funds to replace General Fund support of parolee employment programs.				
	Senate approved LAO's proposal and increased CDCR reimbursements by \$9.3 million.				
	Conforms to 7100-001-0869, Issue 401				

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Issue	Description	Assembly	Senate	Difference	Conference Action
301	BBL to Restrict Expenditures. Assembly approved placeholder budget bill language to restrict and track separately the department's expenditure of certain appropriations. Senate did not hear this issue. Conforms with 5225-002-001, Issue 301	0	0	0	
320	Lawsuit Compliance – Condemned Inmates Assembly rejected Governor's proposal to comply with a court order that requires the state to provide condemned inmates with access to hobby craft. Senate approved the Governor's budget proposal.	-118,000	0	118,000	

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Issue	Description	Assembly	Senate	Difference	Conference Action
5225-002-0001		CA Department of Corrections and Rehabilitation			
002 121	Summary Parole Conforms to 5225-001-0001, Issues 002 and 121.	-5,053,000	0	5,053,000	
230	Parole Reform – Direct Discharge Conforms to 5225-001-0001, Issue 230	0	-22,850,000	22,850,000	
231	Parole Reform – Earned Discharge Conforms to 5225-001-0001, Issue 231.	0	-2,617,000	2,617,000	

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Issue	Description	Assembly	Senate	Difference	Conference Action
233	Trial Court Diversion Program	0	-3,140,000	3,140,000	
	Conforms to 5225-001-0001, Issue 233				
234	Discharge Infirm inmates	0	-7,427,000	7,427,000	
	Conforms to 5225-001-0001, Issue 234				
235	Inmate Credit Reform	0	-23,550,000	23,550,000	
	Conforms to 5225-001-0001, Issue 235				
215 236	Sentencing Changes	-4,500,000	-15,551,000	11,051,000	
	Conforms to 5225-001-0001, Issues 215 and 236.				

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Issue	Description	Assembly	Senate	Difference	Conference Action
026	<i>Coleman</i> Mental Health Staffing Assembly rejected Governor's proposal to establish and reclassify positions recommended in the Mental Health Workload Study that was ordered by the court in the <i>Coleman</i> lawsuit and requested by the Legislature. Senate approved the Governor's proposal less three positions that were transferred to the Department of Mental Health (DMH) and funded through the redirection of CDCR salary savings. The new DMH positions shall be dedicated to planning for the provision of acute mental health care within CDCR institutions. Conforms to 4440-011-0001, Issue 755	0	0	0	

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Issue	Description	Assembly	Senate	Difference	Conference Action
301	BBL to Restrict Expenditures	0	0	0	
	Conforms to 5225-001-0001, Issue 301				

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Issue	Description	Assembly	Senate	Difference	Conference Action
302	Relocation of Division of Correctional Health Care Services Assembly reduced the Governor's proposal to lease new office space to consolidate the staff in the Division of Correctional Health Care Services. The division's staff is currently located in multiple locations and need to move out of an existing facility to accommodate the additional space needs of the Receiver. The Assembly action reflects the current staffing needs of the Division of Correctional Health Care Services. Senate approved the Governor's budget proposal that would provide additional space in a new facility to accommodate future growth in staffing.	-1,900,000	0	1,900,000	

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Issue	Description	Assembly	Senate	Difference	Conference Action

5225-101-0001 CA Department of Corrections and Rehabilitation

001 201	Juvenile Probation and Camps Funding	0	-181,272,000	181,272,000	
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Assembly approved the Governor's 10 percent reduction to this program.

Senate eliminated funding for this program.

001 202	Mentally Ill Offender Crime Reduction Grants	-35,132,000	-40,132,000	5,000,000	
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Assembly reduced this program to \$5 million.

Senate eliminated funding for this program.

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Issue	Description	Assembly	Senate	Difference	Conference Action
5225-301-0001 CA Department of Corrections and Rehabilitation					
700	BBL for <i>Coleman</i> Capital	0	0	0	
711	Outlay Projects				
712	Assembly did not hear this issue.				
	Senate approved budget bill language for three <i>Coleman</i> -related capital outlay projects, requiring these funds to revert if the projects are removed from the court-ordered mental health bed plan. These projects provide treatment space and housing to accommodate mentally ill inmates.				

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Issue	Description	Assembly	Senate	Difference	Conference Action
705 900	Siting New Re-entry Facilities Assembly rejected the Governor's proposal to perform pre-planning activities necessary for site selection of new re-entry facilities authorized by Chapter 7, Statutes of 2007 (AB 900, Solorio). Senate approved the Governor's proposal, including budget bill language to authorize the acquisition of an option to purchase real property and to make these funds available for expenditure for three years. The Senate also added trailer bill language to require counties to reimburse the state for due diligence expenses on re-entry sites offered by the counties if the sites are not usable and the county should have reasonably known about the problem.	0	6,000,000	6,000,000	

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Issue	Description	Assembly	Senate	Difference	Conference Action
723	<i>Coleman Small Management Yards</i> Assembly rejected the Governor's proposal to comply with court-ordered deadlines to construct additional small management yards to meet mandated out of cell time for all inmates in administrative segregation. Senate approved the Governor's proposal, which includes budget bill language to authorize expedited design and construction of the small management yards.	0	8,593,000	8,593,000	

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Issue	Description	Assembly	Senate	Difference	Conference Action
800	HVAC Replacement at Ironwood State Prison Assembly rejected the Governor's proposal for preliminary plans to replace the existing evaporative cooling system with a HVAC system at Ironwood State Prison in Blythe, CA. The current system is undersized and prematurely deteriorated because of the extreme weather conditions in Blythe, CA. Senate approved the budget proposal.	-5,758,000	0	5,758,000	

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Issue	Description	Assembly	Senate	Difference	Conference Action
801	Minor Capital Outlay Projects	-7,500,000	0	7,500,000	
	Assembly rejected funding for all minor capital outlay projects.				
	Senate approved the projects and approved budget bill language to require CDCR to report to the Legislature on projects to be funded with \$2 million that is budgeted as unallocated. The Senate also approved budget bill language to require a report that reconciles all minor capital outlay projects by May 1, 2009.				

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Issue	Description	Assembly	Senate	Difference	Conference Action
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5225-301-0660 CA Department of Corrections and Rehabilitation

803	San Quentin Condemned Inmate Complex	-136,275,000	0	136,275,000	
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Assembly rejected the Governor's proposal to provide additional funding needed to start construction of a new condemned inmate complex at San Quentin State Prison.

Senate approved the Governor's budget proposal.

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Issue	Description	Assembly	Senate	Difference	Conference Action
802	AB 900 Capital Outlay Planning	0	0	0	
	Assembly rejected the Governor's trailer bill language to allow expenditures incurred by CDCR for pre-planning activities related to AB 900 projects to be reimbursed from the proceeds of lease-revenue bonds authorized by AB 900.				
	Senate approved the Governor's trailer bill language to allow expenditures incurred by CDCR for pre-planning activities related to AB 900 projects to be reimbursed from the proceeds of lease-revenue bonds authorized by AB 900.				

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Issue	Description	Assembly	Senate	Difference	Conference Action
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5225-492 CA Department of Corrections and Rehabilitation

207	State Commission on Juvenile	0	0	0	
208	Justice				

Assembly did not hear this issue.

Senate approved budget bill language to re-appropriate funding included in the 2007 Budget Act to support the State Commission on Juvenile Justice and the development of a Juvenile Justice Operational Master Plan. Senate also approved trailer bill language to extend the sunset of the Commission to January 1, 2010.